

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07997

Priority: July 7, 1990

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 4.6 AF

This is to certify, that FAYE CUTCHEN
4347 W OLD HWY 91
INKOM ID 83245

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 21, 1990; and has submitted Proof of Beneficial Use on October 18, 1991. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.03 CFS	4.0 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.04 CFS	4.6 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 24, Township 07S, Range 35E
BANNOCK County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S	35E	24	NWSE	1		1

Total number of acres irrigated: 1

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

MICROFILMED
JAN 08 1997

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

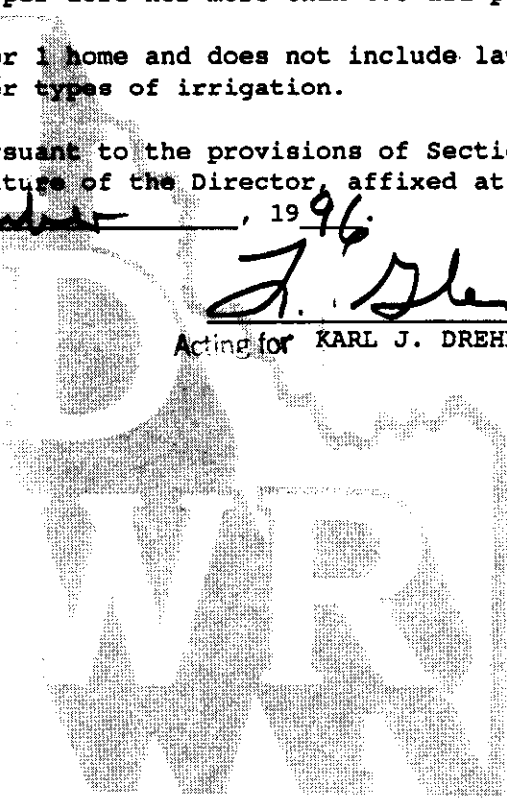
WATER RIGHT NO. 29-07997

CONDITIONS OF APPROVAL AND REMARKS

6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.0 afa per acre for the lands above.
8. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 31st
day of December, 1996.


Acting for KARL J. DREHER, Director



MICROFILMED
JAN 08 1997

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 29-07997)
IN THE NAME OF FAYE CUTCHEN) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before September 1, 1991; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

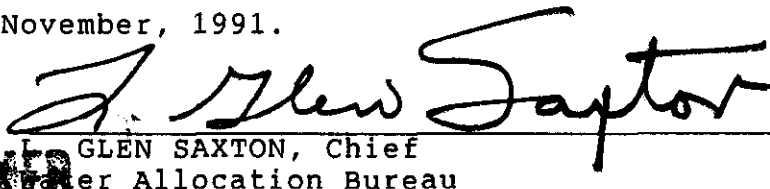
WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on October 18, 1991;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 29-07997 be REINSTATED with an advance in priority to July 7, 1990.

Dated this 15th day of November, 1991.

UNRECORDED


GLEN SAXTON, Chief
Water Allocation Bureau

NOV 20 1991

RECEIVED

OCT 18 1991

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 29-07997 Telephone No. 775-3602

2. Name(s) of Permit Holder(s): Faye Cutchen

3. Post Office Address: 4347 Old Hwy 91. Interm Id 83245

4. Source of Water: well-groundwater

a. If ground water, well driller's name: Sack Cushman Drilling & Pump Co. Date drilled: 6/73

b. Pump horsepower: 3/4 Pressure (psi): 55 Dynamic pumping level (ft.): 85

5. Extent of Use:

Domestic 1 (No. of households) Irrigation 1 (No. of acres)

Stockwater _____ (No. and type of stock) Other _____

6. Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes ☒ No Installed? Yes ☐ No

OR

Flow Measurement Port: Required? Yes ☒ No Installed? Yes ☐ No

8. Fee Enclosed: \$ _____ (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

SAMI 95 ABOVE
Name

Telephone No. _____

Address _____

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

10/16/91
Date

Faye Cutchen
Signature (and title if on behalf of a company or organization)

NOV 20 1991

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 29-07997

Proposed Priority: May 21, 1990 Maximum Diversion Rate: 0.04 CFS

This is to certify, that **FAYE CUTCHEN**
4347 W. OLD HWY. 91
INKOM, ID 83245

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.03 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSE Sec. 24, Township 07S, Range 35E
BANNOCK County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S	35E	24	NWSE	1		1

Total number of acres irrigated: 1

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 1991**.
2. Subject to all prior water rights.
3. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
4. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
7. Domestic use is for one home.

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SEP 14 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 29-07997

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

23 day of August, 1990.

for J. Glen Saylor
R. Keith Higginson, Director

MICROFILMED

SEP 04 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Faye Cutchen Phone 775-3602
Post office address 4347 W. Old Hywy 91, Inkom, ID 83245

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is _____ ¼ of NW ¼ of SE ¼, Govt. Lot _____
Sec. 24 Township 7S Range 35E B.M. Bannock County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04cfs for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.03cfs for Irrigation purposes from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well & pump to one home & sprinklers

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is 8 inches; proposed depth of well is 95 feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

7. Time required for the completion of the works and application of the proposed beneficial use is
1 years (minimum 1 year).

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SEP 14 1990

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. One
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	35E	24														D/1			1

Total number of acres to be irrigated 1

10. Describe any other water rights used for the same purposes as described above. None

11. a. Who owns the property at the point of diversion? Applicant

b. Who owns the land to be irrigated or place of use? Applicant

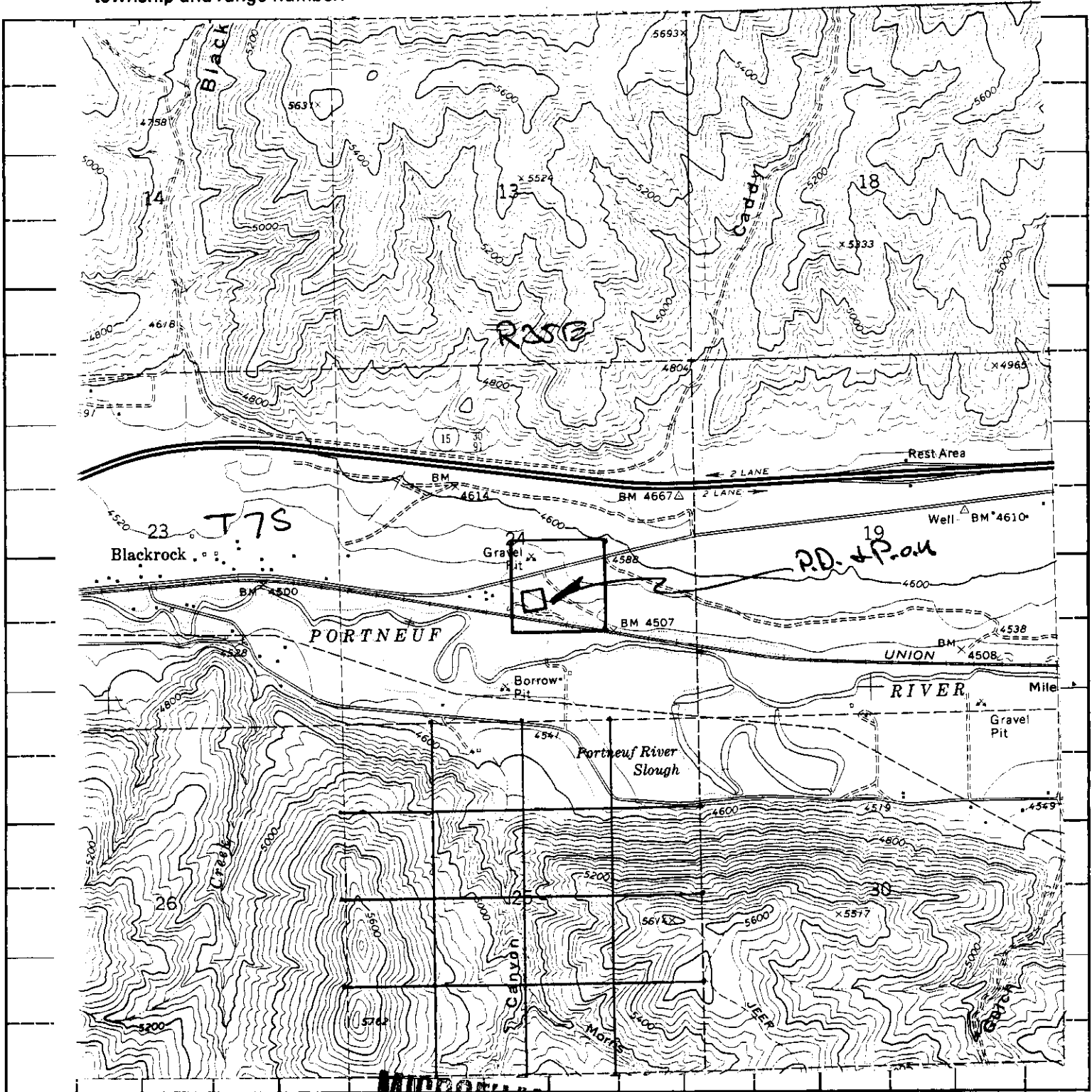
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

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SEP 04 1990

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

SEP 14 1990

X. L. Lutz
(Applicant)

Received by RW Date 5-21-90 Time 12:32p Preliminary check by RW
Fee \$ 30⁰⁰ Received by KAW # E614651 Date 5-22-1990
Publication prepared by LB Date 7-5-90 Published in 70 State Trn/
Publication approved LB Date 7-23-90

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

MICROFILMED

SEP 04 1990

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Sandra K. Wann

NOTICE OF APPLICATION OF WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

31-07423

LARSEN, BLAINE
LARSEN, BLAINE
P.O. BOX 188
HAMER, ID 83425
Source: GROUNDWATER
Diversion Pt:
NWSE Sec 21 T 09N R 36E
Use: IRRIGATION (.200 CFS)
Total Diversion: (.200 CFS)
Date Filed: 4-25-1984
In: T09N R36E S16 NWSW SWSE
36.0 ACRES TOTAL

29-07933

TOVEY, DE VERE
TOVEY, LORA
80 N. 4TH W.
PRESTON, ID 83263
Source: SPRING
Tributary: HARKNESS CREEK
Diversion Pt:
NWNWNE Sec 5 T 09S R 37E
SWNWNE Sec 5 T 09S R 37E
Use: STOCKWATER (.200 CFS)
DOMESTIC (.200 CFS)
Total Diversion: (.200 CFS)
Date Filed: 5-4-1990
In: T09S R37E S05 NENE NWNE
SWNE SENE SENW

29-07996

GAMBY, JOHN M.
GAMBY, SALLY R.
8263 RAPID CREEK RD.
INKOM, ID 83245
Source: GROUNDWATER
Diversion Pt:
NESE Sec 21 T 06S R 36E
Use: IRRIGATION (.100 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.140 CFS)
Date Filed: 4-30-1990
In: T06S R36E S21 NESE
5.0 ACRES TOTAL

29-07997

CUTCHEN, FAYE
4347 W. OLD HWY. 91
INKOM, ID 83245
Source: GROUNDWATER
Diversion Pt:
NWSE Sec 24 T 07S R 35E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.030 CFS)
Total Diversion: (.040 CFS)
Date Filed: 5-22-1990
In: T07S R35E S24 NWSE
1.0 ACRES TOTAL

29-07998

PALMER, CARL R.
4622 N. RAPID CREEK RD.
INKOM, ID 83245
Source: RAPID CREEK
Tributary:
PORTNEUF RIVER
Diversion Pt:
SENE Sec 11 T 07S R 36E
Use: IRRIGATION (.100 CFS)
STOCKWATER (.020 CFS)
Total Diversion: (.120 CFS)
Date Filed: 5-1-1990
In: T07S R36E S11 SENW
3.5 ACRES TOTAL

29-07999

GAMBY, SALLY R.
GAMBY, JOHN M.
8263 RAPID CREEK RD.
INKOM, ID 83245
Source: RAPID CREEK
Tributary:
PORTNEUF RIVER
Diversion Pt:
NESE Sec 21 T 06S R 36E
Use: IRRIGATION (.100 CFS)
Total Diversion: (.100 CFS)
Date Filed: 4-30-1990
In: T06S R36E S21 NESE
5.0 ACRES TOTAL

29-08000

MORRISON, PHILIP
RT. 1
DOWNEY, ID 83234
Source: UNNAMED STREAM
Tributary:
MARSH CREEK
Diversion Pt:
NWSE Sec 12 T 11S R 36E
Use: IRRIGATION (.200 CFS)
Total Diversion: (.200 CFS)
Date Filed: 5-1-1990
In: T11S R36E S12 NWSE SESE
12.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the

being first duly sworn on oath deposes and says: That she was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

5 July	19 90	19
12 July	19 90	19
	19	19
	19	19
	19	19

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Sandra K. Wann

STATE OF IDAHO

COUNTY OF Bannock

On this 12th day of July in the year of 1990, before me, a Notary Public, personally appeared Sandra K. Wann, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Sandra K. Wann
Notary Public for Idaho

Residing at Pocatello

My commission expires: July, 1991

RECEIVED

JUL 13 1990

Department of Water Resources
Eastern District Office

SEP 04 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 31, 1996

FAYE CUTCHEN
4347 W OLD HWY 91
INKOM ID 83245

RE: WATER RIGHT NO. 29-07997

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED
JAN 08 1997

MEMORANDUM

TO: File 29-07997

FROM: Sharla

DATE: December 27, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 29-07997 are based on the following:

H. RECOMMENDATIONS

Irrigation	4/1 - 10/31	0.03 cfs	4.0 afa
Domestic	1/1 - 12/31	0.02 cfs	0.6 afa
	TOTALS	0.04 cfs	4.6 afa

The domestic component is for in-house use only; the rate of diversion has been adjusted accordingly.

Examiner: Steve Mueller
Exam Date: August 10, 1995

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JAN 08 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 02 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 29-7997

1. Owner: Faye Cutchen Phone No. (208) 775-3602

Current Address: 4347 W Old Hwy. 91, Inkorn, ID 83245

2. Accompanied by: Faye Cutchen EXAM DATE: 8-10-95

Address: Same Phone No. (208) 775-3602

Relationship to Permit Holder: Same

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
Well			NW	SE	24	7S	35E	Bannock	USGS Map / on site

2. Place(s) of Use:

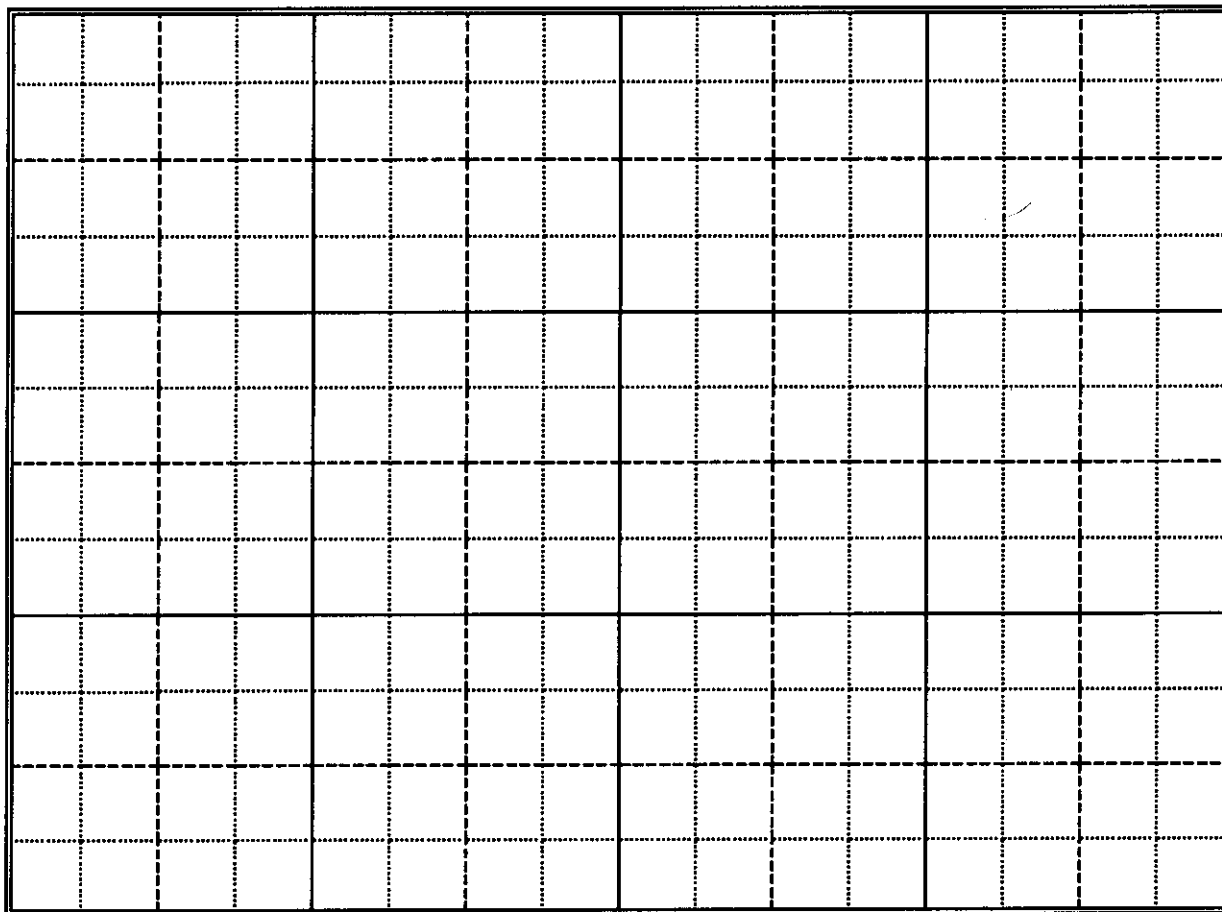
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7S	35E	24													D				
															I				I

MICROFILMED

JAN 08 1997

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

_____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

_____ Aerial Photo Attached (required for irrigation of 10+ acres)

_____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Submersible	Sears	1 1/2	39028171		

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Rain bird PSI Gauge		Rainbird			0-160	

2. Measurements: Psi 30 turn on 54 Psi shut off → Near the pump.
23 45 → at the house

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JAN 0 8 1997

E. NARRATIVE/REMARKS/COMMENTS

Well Robert Huerta^{owner} - Cushman driller.

Sprinklers Orbit Spray USA Utah - (14 heads running on the lawn)

Acres being irrigated appeared to be 1. The areas included yard and scattered gardens across a large area. There is also an orchard area with a drip irrigation system for watering the fruit trees.

Samons of Idaho sells Orbit pop up sprinkler heads and indicated that one would put out $3\frac{1}{2}$ gallons per minute at around 30 psi.

$$\text{Theoretical Cal cfs} = \frac{1.5(6.16)}{75' + 30(2.31)} = \frac{9.24}{144.3} = .064 \text{ cfs}$$

Have conditions of permit approval been met? ☒ yes ☐ no

MICROFILMED
JAN 08 1997

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

14 heads running at $3\frac{1}{2}$ GPM = 14
 $\begin{array}{r} 448.8 \\ \times 3.5 \\ \hline 49 \text{ GPM} \end{array}$ $\frac{1092 \text{ CFS}}{448.8} = 49 \text{ GPM}$

(1092 CFS)

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1 \times 4 = 4$$

$$V_{D.R.} = [\text{Diverslon Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .03(214)1.9835 = 12.7$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 4$$

2. Volume Calculations for Other Uses:

$$\text{Domestic (notown)} = 0.6 \text{ AF}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRR	4/01	10/31	0.03	4.0
DOMESTIC	01/01	12/31	0.04	0.6
Totals:			0.04	4.6

2. Recommended Amendments

____ Change P.D. as reflected above ____ Add P.D. as reflected above ☒ None
____ Change P.U. as reflected above ____ Add P.U. as reflected above ____ Other

I. AUTHENTICATIONField Examiner's Name Steve Mueller Date 8-10-95Reviewer DAVE CARLSON Date 11/27/96

SEAL

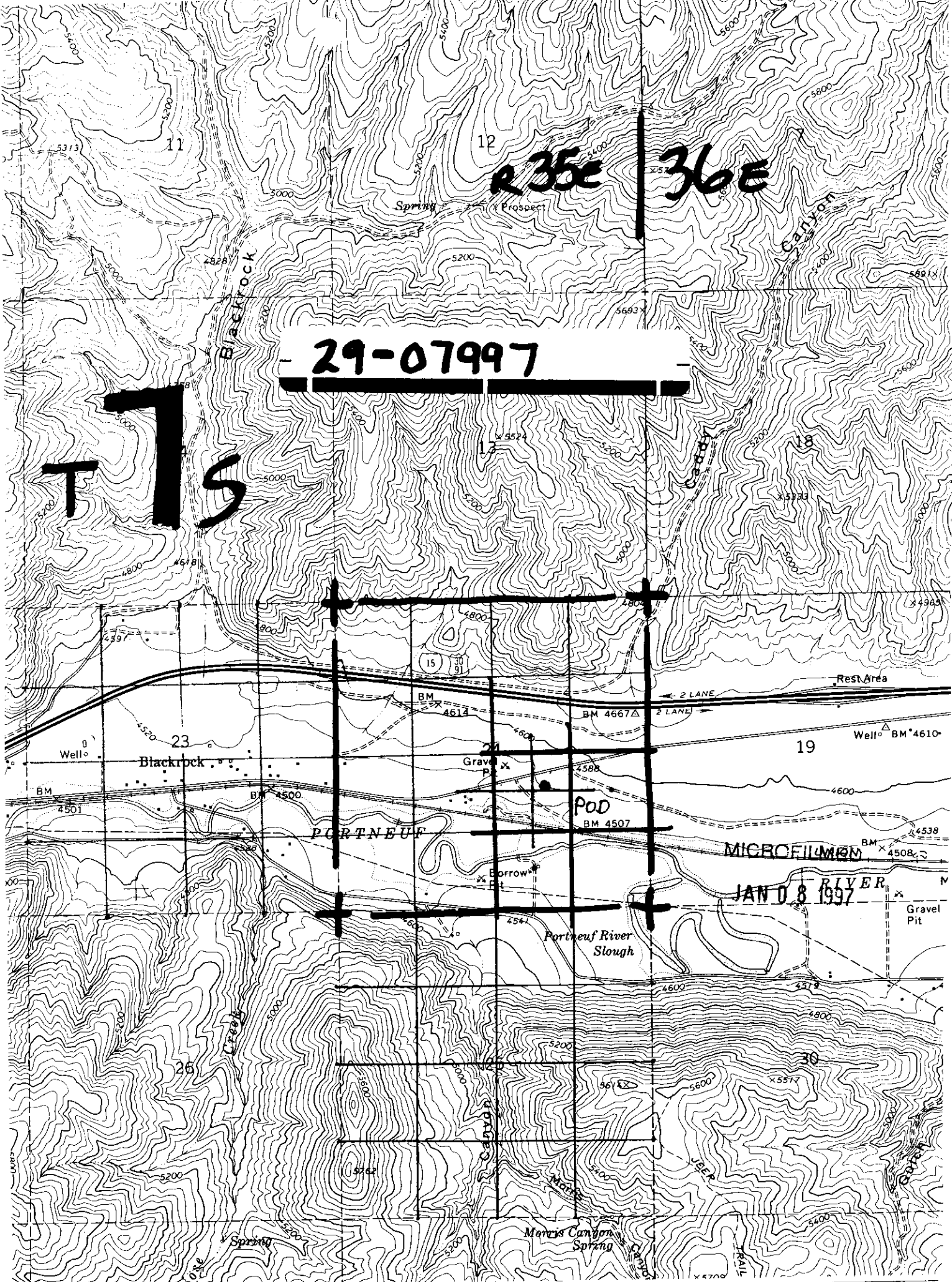
MICROFILMED

JAN 08 1997

R 35E 36E

29-07997

T 1 S



Point of diversion



29-7997

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Administration within 30 days after the completion or abandonment of the well.

[illegible]

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT

November 15, 1991

FAYE CUTCHEN
4347 W. OLD HWY. 91
INKOM ID 83245

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-07997

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Nina Shields
Secretary/Records Manager

c: IDWR - Region

Enclosure

RECEIVED

NOV 20 1991

September 5, 1991

FAYE CUTCHEN
4347 W. OLD HWY. 91
INKOM ID 83245

LAPSE NOTICE

RE: PERMIT NO. 29-07997

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated June 30, 1991. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

NOV 20 1991

CERTIFICATION OF MAILING

I hereby certify that on 9-9-91
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

138777

June 30, 1991

FAYE CUTCHEN
4347 W. OLD HWY. 91
INKOM, ID 83245

PROOF DUE NOTICE

RE: PERMIT NO. 29-07997

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MAIL ROOM

NOV 20 1991

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
August 23, 1990

FAYE CUTCHEN
4347 W. OLD HWY. 91
INKOM, ID 83245

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 29-07997

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of

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SEP 04 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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SEP 04 1990

21-Jun-1990

FAYE CUTCHEN
4347 W. OLD HWY 91
INKOM, ID 83245

RE: Application for Permit No. 29-07997

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the IDAHO STATE JOURNAL on JULY 5 & 12, 1990. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

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SEP 14 1990

29-07997

CUTCHEN, FAYE
4347 W. OLD HWY. 91
INKOM, ID 83245

Source: GROUNDWATER

Diversion Pt: NWSE Sec 24 T 07S R 35E

Use: DOMESTIC (.040 CFS)
IRRIGATION (.030 CFS)
Total Diversion: (.040 CFS)

Date Filed: 5/22/ 1990

In: T07S R35E S24 NWSE

1.0 ACRES TOTAL

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SEP 14 1990